

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

AMANIE RILEY, *On Behalf of Herself and All Others
Similarly Situated,*

Plaintiff,

-against-

MISAHARA JEWELRY, LLC,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 7/23/2025

1:24-cv-3444 (MKV)

**ORDER DENYING MOTION
FOR DEFAULT JUDGMENT**

MARY KAY VYSKOCIL, United States District Judge:

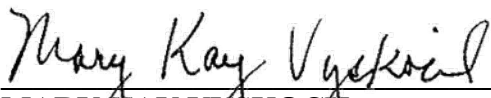
Plaintiff's motion for a default judgment [ECF No. 12–16] is DENIED without prejudice for failure to comply with the Default Judgment Procedure in the Court's Individual Rules of Practice in Civil Cases. The Court's Rules expressly provide that "[i]f a party seeks an award of . . . attorney's fees and expenses, the moving party must . . . include," together with the motion for a default judgment, "[a]n affidavit setting forth the legal and factual basis for any claim of attorneys' fees and expenses, the hours spent by each attorney, the reasonable hourly rate for each attorney, [and] a description of services and the dates on which the services were rendered and a description of the expenses," among other items. Attachment A ¶ 4. Plaintiff requests "[a]n award of costs and expenses of this action together with reasonable attorneys' and expert fees" [ECF No.12-7 at 2], but he fails to include the support for such request in his motion papers required by the Court's Rules.

Plaintiff is on notice that failure to comply with court orders and all applicable rules may result in sanctions, including: monetary penalties on counsel and Plaintiff; preclusion of claims, evidence, and motion practice; and dismissal for failure to prosecute.

The Clerk of Court respectfully is requested to terminate the motion at docket entry 12.

SO ORDERED.

**Date: July 23, 2025
New York, NY**


MARY KAY VYSKOCIL
United States District Judge